



ATTORNEY DOCKET NO. 04162-00037

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

R. Eric Montgomery

Serial No.: 09/398,156

Filed: September 16, 1999

Title: IMPROVED PROTEINACEOUS ANIMAL CHEW
WITH DENTALLY THERAPEUTIC CATION

Examiner: Neil S. Levy

Art Unit: 1761

Assistant Commissioner for Patents
Box AF
Washington, D.C. 20231

AMENDMENT AND RESPONSE TO OFFICE ACTION

Dear Sir:

This is in response to the final Office Action dated March 29, 2001. Please consider the following remarks.

REMARKS

I. Status of the Application

Claims 1, 3-8, 10-13 are presently pending in the application. Claims 1, 3, 4, 6-8, 10, 11 and 13 stand rejected under 35 U.S.C. §102(b) as anticipated by Boyer US Patent No. 5,100,651. Claims 1, 3-8, 10-13 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Superbone or Rawhide Express in view of Brilliant US Patent No. 3,591,675 and Miskewitz or Masterman and further in view of Boyer.

Applicant has amended the presently pending claims to more clearly define and distinctly characterize Applicant's claimed subject matter. Applicant respectfully requests entry and
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